GOVERNMENT OF INDIA
LAW AND JUSTICE
LOK SABHA

UNSTARRED QUESTION NO:574
ANSWERED ON:03.12.2004
EQUAL KIGHTS TO SONS AND DAUGHTERS
Ponnuswamy Shri Mohan

Will the Minister of LAW AND JUSTICE be pleased to state:

(a) whether daughters of Hindu Undivided Families in our country enjoy equal right ta property as sons enjoy;

(b) if so, the ntttft& of such Indian States that have enacted law in this regard ;

(c) whether the Government propose to implement the Law Commission`s findings that has recommended equal rights to sons and daughters in Hindu 1 Individed Family;

(d) if so, whether there is a move on the part of Union Government to ratify the United Nations Charter that proclaims all human beings are born free and equal, and

(e) if so, the tia^e frame by which it could be achieved?

Answer

MINISTER OF LAW AND JUSTICE (shri h.r.bhardwaj)

(a) & (b): The following State etiactments allows daughters of Hindu Undivided family to eajoy equal right to property as sons enjoy-

(i) The HSÂ»du Succession (Aadhra Fratlesls Amendment) Act, !986;

(ii) Use Hindu Succession (Taroft Nadu Amendment) Ace, 1990; (its) Tfee HiMdsi Succession (Kamstaka Amendment) Act, 1994 and

(iv) The Hindu Sssccessiott (Maharashtra Amendment) Act, 1994.

(c): The 174th Report of the Law Commission of India on `Property Right of Women: Proposed reform under the Hindu Lav,` has been examinee in consultation with i&e State Governments. As the subject matter is relatable to the Concurrent List of the Seventh Schedule to the Constitution of India, it is considered appropriate to allow the State Governments to hrisig in the necessary changes if the condition; obtaining the States allow such amendment before my Parliamentary legislation could be considered

c) & (e): India Is an original member of the U N since its establishiment in 1945.